

REFERENCE TITLE: dissolution of marriage; attorney fees

State of Arizona  
Senate  
Forty-eighth Legislature  
First Regular Session  
2007

# **SB 1357**

Introduced by  
Senator McCune Davis; Representative Hershberger; Senator Johnson

AN ACT

AMENDING SECTION 25-324, ARIZONA REVISED STATUTES; RELATING TO DISSOLUTION OF MARRIAGE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2 Section 1. Section 25-324, Arizona Revised Statutes, is amended to  
3 read:

4       25-324. Attorney fees

5       A. The court from time to time, after considering the financial  
6 resources of both parties and the reasonableness of the positions each party  
7 has taken throughout the proceedings, may order a party to pay a reasonable  
8 amount to the other party for the costs and expenses of maintaining or  
9 defending any proceeding under this chapter or chapter 4, article 1 of this  
10 title. THE COURT SHALL MAKE SPECIFIC FINDINGS CONCERNING THE PORTIONS OF ANY  
11 AWARD OF FEES AND EXPENSES THAT ARE BASED ON CONSIDERATION OF FINANCIAL  
12 RESOURCES AND THAT ARE BASED ON CONSIDERATION OF REASONABLENESS OF POSITIONS.

13       B. For the purpose of this section, costs and expenses may include  
14 ~~attorney's~~ ATTORNEY fees, deposition costs and other reasonable expenses as  
15 the court finds necessary to the full and proper presentation of the action,  
16 including any appeal.

17       C. The court may order all amounts paid directly to the attorney, who  
18 may enforce the order in the attorney's name with the same force and effect,  
19 and in the same manner, as if the order had been made on behalf of any party  
20 to the action.